

AMENDED IN SENATE APRIL 6, 2010

**SENATE BILL**

**No. 1129**

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**Introduced by Senator Wiggins**

February 18, 2010

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An act to add Section 4510.5 to the Welfare and Institutions Code, relating to developmental disabilities.

LEGISLATIVE COUNSEL'S DIGEST

SB 1129, as amended, Wiggins. Health services: Sonoma Developmental Center.

Existing law vests in the State Department of Developmental Services jurisdiction over various state hospitals referred to as developmental centers, including the Sonoma Developmental Center, for the medical and nursing care of patients with developmental disabilities. *Existing law imposes various functions and duties on the Director of Developmental Services with respect to the provision of services for the care and protection of persons with developmental disabilities.*

This bill would require the ~~Director of Developmental Services~~ director to provide ~~medical, dental, wheelchair repair and modification, orthopedic shoe, and other health-related services,~~ prior to an unspecified date, intensive behavioral treatment services at the Sonoma Developmental Center, through the center's operation of an outpatient clinic, to persons with developmental disabilities who reside at the center, and also to individuals ~~who reside in the surrounding community~~ residing in community settings in the surrounding area.

This bill would authorize the department to obtain status as a Medi-Cal provider in order to receive reimbursement for services provided to nondevelopmental center patients, and would require the department to pursue other funding sources. The bill would make the provision of

services to nondevelopmental patients contingent upon obtaining appropriate status as a Medi-Cal provider or otherwise obtaining sufficient funds through other funding sources.

This bill would require the costs of administering the program to be funded through existing resources of the department.

This bill would make legislative findings and declarations as to the necessity of a special statute for the County of Sonoma.

Vote: majority. Appropriation: no. Fiscal committee: yes.  
State-mandated local program: no.

*The people of the State of California do enact as follows:*

1     *SECTION 1. The Legislature finds and declares all of the*  
2     *following:*

3     *(a) State developmental centers are an integral part of the*  
4     *system of care provided to consumers of services for the*  
5     *developmentally disabled.*

6     *(b) As a part of that system of care, state developmental centers*  
7     *have developed and maintained intensive behavioral treatment*  
8     *services of the highest quality.*

9     *(c) Consumers of services for the developmentally disabled who*  
10    *do not choose to live in a state developmental center experience*  
11    *difficulty accessing intensive behavioral treatment services.*

12    *(d) California has an enduring commitment to meeting the*  
13    *intensive behavioral treatment service needs of all consumers of*  
14    *services for the developmentally disabled, and should find ways*  
15    *to make these high-quality developmental center services available*  
16    *to the broader disabled community.*

17    ~~SECTION 1.~~

18    *SEC.2. Section 4510.5 is added to the Welfare and Institutions*  
19    *Code, to read:*

20    4510.5. (a) Notwithstanding any other provision of law, *prior*  
21    *to \_\_\_\_*, the Director of Developmental Services shall provide  
22    ~~medical, dental, wheelchair repair and modification, orthopedic~~  
23    ~~shoe services, and other health-related services that are provided~~  
24    ~~for persons with developmental disabilities at Sonoma~~  
25    ~~Developmental Center to individuals residing in the surrounding~~  
26    ~~community through the center's operation of an outpatient clinic.~~  
27    *intensive behavioral treatment services at Sonoma Developmental*  
28    *Center to residents of the center and to individuals residing in*

1 *community settings in the surrounding area through the center's*  
2 *operation of an outpatient clinic.*

3 (b) The department may obtain appropriate status as a Medi-Cal  
4 provider in order to be reimbursed for services provided to  
5 nondevelopmental center patients. The department shall pursue  
6 other funding sources to minimize the fiscal impact of the program  
7 on the General Fund. Other sources may include the establishment  
8 of a certified public expenditure program or procurement of a  
9 waiver under federal Medicaid provisions. *The department may*  
10 *contract with a billing service to ensure accurate and timely billing*  
11 *of, and reimbursement by, the State Department of Health Care*  
12 *Services through the Medi-Cal program.*

13 (c) Provision of services to nondevelopmental center patients  
14 required pursuant to subdivision (a) shall be contingent on the  
15 department obtaining appropriate status as a Medi-Cal provider  
16 or otherwise obtaining sufficient funds through other sources as  
17 provided in subdivision (b).

18 (d) Administration of this program shall be funded through  
19 existing resources of the department. No additional General Fund  
20 moneys shall be appropriated to the department for the  
21 administration of the program.

22 ~~SEC. 2.~~

23 *SEC. 3.* The Legislature finds and declares that a special law  
24 is necessary and that a general law cannot be made applicable  
25 within the meaning of Section 16 of Article IV of the California  
26 Constitution because of the unique circumstances concerning the  
27 County of Sonoma.